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Patent Attorney's Docket No. 040071-174

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Johan Nilsson) Group Art Unit: 2682
Application No.: 09/663,269) Examiner: Charles Nana Appiah
Filed: September 18, 2000) Confirmation No.: 3896
For: Method and Apparatus for Setting)
the Transmit Power Control)
Command)

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RESPONSE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This paper is in response to the Office Action mailed on March 31, 2003.

REMARKS

Claims 1-22 are pending. Claims 1 and 12 are in independent form.

The Action indicates that the IDS, submitted on April 10, 2003, was received without an accompanying PTO-1449. With this response, Applicant is submitting a copy of the USPTO-stamped postcard indicating that the IDS was submitted with the accompanying PTO-1449. Applicant believes that the IDS, as originally filed on April 10, 2003, was in compliance with the provisions of 37 C.F.R. §§ 1.97 & 1.98. For the convenience of the Examiner, Applicant is also submitting a copy of the IDS and PTO-1449 that were submitted on April 10, 2003. Favorable consideration is requested.

Claims 1 and 12 were rejected for anticipation by U.S. Patent No. 6,154,450 to Wallentin et al. ("Wallentin"). This rejection is traversed because Wallentin does not disclose setting the energy at which a transmit power control command is sent.

Claim 1 defines a method for controlling the energy at which a transmit power control command is transmitted. The method includes determining how important it is that the transmit power control command is correctly received, and setting the